

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Newport News Division

FILED

MAR 29 2010

CLERK, US DISTRICT COURT  
NORFOLK, VA

PAMELA V. ALLISON (EBRON),

Plaintiff,

v.

ACTION NO. 4:09cv89

SOCIAL SECURITY ADMINISTRATION,

Defendant.

**FINAL ORDER**

Plaintiff brought this action under Section 205(g) of the Social Security Act, 42 U.S.C. § 405(g) seeking judicial review of the final decision of the Commissioner of Social Security denying her applications for disability insurance benefits and supplemental security income under the Social Security Act.


This matter was referred to a United States Magistrate Judge, pursuant to the provisions of 28 U.S.C. § 636(b)(1)(B) and (C) and Rule 72(b) of the Federal Rules of Civil Procedure, as well as Rule 72 of the Rules of the United States District Court for the Eastern District of Virginia, for a report and recommendation. The Report and Recommendation of the Magistrate Judge was filed on February 23, 2010, recommending that the action be dismissed because the statute of limitations had expired. By copy of the report, each party was advised of the right to file written objections to the findings and recommendations made by the Magistrate Judge. The Court has received no objections to the Magistrate Judge's Report

and Recommendation, and the time for filing same has expired.

The Court hereby ADOPTS the findings and recommendations set forth in the report of the United States Magistrate Judge filed on February 23, 2010, and the case is DISMISSED as untimely under 42 U.S.C. § 402(g).

Plaintiff is ADVISED that she may appeal from this Final Order by forwarding a written notice of appeal to the Clerk of the United States District Court, United States Courthouse, 600 Granby Street, Norfolk, Virginia 23510. Said written notice must be received by the Clerk within sixty (60) days from the date of this Final Order.

The Clerk shall forward a copy of this Final Order to pro se plaintiff and to counsel of record for defendant.

\_\_\_\_\_/s/   
Mark S. Davis  
United States District Judge

Norfolk, Virginia

March 29 , 2010